

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

GENENTECH, INC., and CITY OF HOPE )  
  )  
Plaintiffs,                         )  
  ) C.A. No. 17-1407-CFC  
v.                                      ) (Consolidated)  
  )  
AMGEN INC.                          )  
  )  
Defendant.                         )  
  )

**STIPULATION AND [PROPOSED] ORDER  
MODIFYING CASE SCHEDULING ORDER**

WHEREAS the ransomware attack on Epiq continues to limit Amgen's access to documents produced in this case;

WHEREAS the President has declared a national emergency with respect to the outbreak of COVID-19;

WHEREAS the parties and their counsel have analyzed the extent of disruption caused by the national emergency and the need to work remotely;

WHEREAS the parties have conferred extensively about the effect of these extraordinary circumstances upon the case's schedule; and

WHEREAS the parties have reached agreement on the proposed extension of certain deadlines in this case that will not impact the filing of the pretrial order and preserve the scheduled dates for the pretrial conference or trial;

WHEREAS the parties' proposed schedule modifies the summary judgment deadlines but maintains several months between the completion of any permitted briefing and the pretrial conference;

IT IS HEREBY STIPULATED AND AGREED, subject to the Court's approval,  
that the following deadlines are extended pursuant to the table below:

Event	Current Deadline	New Deadline
Opening Expert Reports	3/19/2020	4/9/2020
Rebuttal Expert Reports	5/12/2020	6/2/2020
Reply Expert Reports	6/2/2020	6/23/2020
Close of Expert Discovery	7/10/2020	8/7/2020
If Court allows SJ motions, Opening Briefs	7/17/2020	8/14/2020
If Court allows SJ motions, Opposition Briefs	7/31/2020	8/28/2020
If Court allows SJ motions, Reply Briefs	8/7/2020	9/4/2020
Joint Proposed Pretrial Order	9/29/2020	(unchanged)
Pretrial Conference	11/19/2020	(unchanged)
Trial	11/30/2020	(unchanged)

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IT IS SO ORDERED, this 12<sup>th</sup> day of March, 2020.

  
\_\_\_\_\_  
United States District Judge